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January 17, 2008

The Honorable Joseph J. Farnan, Jr.
J. Caleb Boggs Federal Building
844 North King Street, Room 4124
Lock Box 27
Wilmington, DE 19801



Re: Cardone v. City of Rehoboth Beach
Our File No: 20021-00128
1:06-CV-152-JJF

Dear Judge Farnan:

I am counsel for Defendant Tyler Whitman in the above-captioned matter. I am in receipt of Plaintiff's letter to the Court, which I understand is being considered as a motion, requesting a re-opening of the case and write to advise Your Honor that Defendant takes no position on Plaintiff's motion.

In the event that Plaintiff's motion is, in fact, granted, I also hereby request that the Court convene a Scheduling Conference to ensure that the case progresses as speedily as possible now that it will have been re-opened.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Macconi, Jr.", written over the typed name.

John A. Macconi, Jr.

JAM/hr

cc: Charles F. Cardone